

PTO/SB/30 (03-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Request
for
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<i>Application Number</i>	09/893,223
<i>Filing Date</i>	June 27, 2001
<i>First Named Inventor</i>	Shane M. Kelton
<i>Art Unit</i>	1774
<i>Examiner Name</i>	Tamra Dicus
<i>Attorney Docket Number</i>	117-P-1062USD1

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- 1.** **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
 Other _____

b. Enclosed

i. Amendment/Reply iii. Information Disclosure Statement (IDS)

ii. Affidavit(s)/ Declaration(s) iv. Other Power of Attorney

2. Miscellaneous

Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a

a. period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)
b. Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, or credit any overpayments, to
a. Deposit Account No. 500549

i. RCE fee required under 37 CFR 1.17(e)
ii. Extension of time fee (37 CFR 1.138 and 1.17)

11/10/2003 KWASHING 00000003 500549 Other 0005202

01 FC:1801
02 EC:1202

b. Check in the amount of \$ _____ enclosed

Payment by credit card (Form ETO-2008 and earlier)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	David R. Cleveland	Registration No. (Attorney/Agent)	29.524
Signature		Date	November 3, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

<i>Office on the date shown below.</i>	
<i>Name (Print/Type)</i>	Lynella K. Grube
<i>Signature</i>	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including the gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

13/C
11-10-03
DSC

OFFICIAL

Patent
Docket No.: 117-P-1062USD1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Shane M. KELTON, Tina O.
OUTLAW and Terry J. KLOS

**RECEIVED
CENTRAL FAX CENTER**

NOV 03 2003

Serial No.: 09/893,223
Filed: June 27, 2001
Title: TILE FLOOR (as amended below)

Group Art Unit: 1774
Confirmation Number: 5643
Examiner: Tamra Dicus

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. 1.8: I hereby certify that this correspondence is being sent by facsimile to the telephone number shown below, addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the below indicated date:

Facsimile Number: 703-872-9311

Date: November 3, 2003

By Dynelle K. Grube
Lynelle K. Grube

AMENDMENT

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Introductory Comments

Applicants are submitting this Amendment together with a Request For Continued Examination Under 37 C.F.R. §1.114 and a new Power of Attorney. No fee is believed to be due in connection with this Amendment and Request, since the time period for filing a Brief on Appeal has not yet expired. If any fee is deemed to be due, please charge it to Deposit Account No. 50-0549.

USSN: 09/893,223

Attorney Docket No.: 117-P-1062USD1

Applicants expressly withdraw the Notice of Appeal submitted September 2, 2003 and the Amendment After Final Rejection submitted August 4, 2003. The Amendment After Final Rejection should not be used to interpret applicants' claims. Please amend the application as follows: